

TAB

A BILL

To amend the Central Intelligence Agency Retirement Act of 1964
for Certain Employees, as amended, and for other purposes.

1 Be it enacted by the Senate and House of Representatives
2 of the United States of America in Congress assembled,

3 SECTION 1. Section 211 (a) of the Central Intelligence
4 Agency Retirement Act of 1964 for Certain Employees, as
5 amended, (78 Stat. 1043; 50 U.S.C. 403 note) is further
6 amended by striking out "Six and one-half per centum" in the
7 first sentence and inserting "Seven per centum".

8 SEC. 2. Section 221 of the Central Intelligence Agency
9 Retirement Act (50 U.S.C. 403 note) is amended as follows:

10 (a) by striking out in paragraph (a) "five consecutive
11 years of service" and inserting "three consecutive years of
12 service".

1 (b) by striking out from the first sentence of paragraph

2 (b) "or remarriage of such surviving wife or husband." and

3 inserting:

4 "or upon remarriage prior to attaining age sixty of such

5 surviving wife or husband."

6 (c) by striking out in paragraph (c) the items "40 per centum",

7 "\$600", "\$1,800", "50 per centum", "\$720", and "\$2,160", and

8 inserting "60 per centum", "\$900", "\$2,700", "75 per centum",

9 "\$1,080", and "\$3,240".

10 (d) by adding new paragraph (g) which reads as follows:

11 "(g) In the case of remarriage on or after age sixty an annuity

12 shall be payable if remarriage has occurred on or after July 18,

13 1966, and if the surviving wife or husband, immediately before

14 such remarriage, was receiving an annuity from the Central

15 Intelligence Agency Retirement and Disability Fund. The annuity

16 of a surviving spouse terminated as a result of remarriage which

17 occurred prior to age sixty and on or after July 18, 1966, shall

18 be restored at the same rate commencing on the day the

19 remarriage is dissolved by death, annulment, or divorce, if--

1 "(1) the surviving spouse elects to receive this annuity
2 instead of a survivor benefit to which he may be entitled, under
3 this or another retirement system for Government employees,
4 by reason of the remarriage; and

5 "(2) any lump sum paid on termination of the annuity is
6 returned to the fund.

7 "No annuity shall be paid by reason of this paragraph for any
8 period prior to _____. /EXPLANATION:
9 Insert enactment date of Daniels/McGee bill. / No annuity
10 shall be terminated solely by reason of the enactment of this
11 paragraph."

12 (e) by adding new paragraph (h) which reads as follows:

13 "(h) In computing an annuity under this section the service
14 credit of a participant who retires, except under section 231,
15 on an immediate annuity or dies leaving a survivor or survivors
16 entitled to annuity includes, without regard to the limitations
17 imposed by paragraph (a) , the days of unused sick leave to
18 his credit under a formal leave system, except that these days
19 will not be counted in determining average basic salary or
20 annuity eligibility. The special contribution specified in
21 section 252 may not be required for days of unused sick leave
22 credited under this paragraph."

1 SEC. 3. Section 231 (a) of the Central Intelligence Agency
2 Retirement Act (50 U.S.C. 403 note) is amended by striking
3 ", but this provision shall not increase the annuity of any survivor"
4 from the last sentence.

5 SEC. 4. Section 232 (b) of the Central Intelligence Agency
6 Retirement Act (50 U.S.C. 403 note) is amended by striking all
7 that follows "221 (a)" and inserting the following:
8 ", except that the computation of the annuity of the participant
9 under such section shall be at least the smaller of (i) 40 per centum
10 of the participant's average basic salary, or (ii) the sum obtained
11 under such section after increasing the participant's service of
12 the type last performed by the difference between his age at the
13 time of death and age sixty. The annuity of such widow or dependent
14 widower shall commence on the date following death of the participant
15 and shall terminate upon death or upon remarriage prior to attaining
16 age sixty of the widow or dependent widower (subject to the payment
17 and restoration provisions of section 221 (g)), or upon the dependent
18 widower's becoming capable of self-support."

1 SEC. 5. Section 291 of the Central Intelligence Agency
2 Retirement Act (50 U.S.C. 403 note) is amended as follows:

3 (a) by inserting "1 per centum plus" immediately after the
4 word "by" in paragraph (a) (2).

5 (b) by deleting paragraphs (b) (2) and (b) (3) and
6 inserting the following:

7 "(2) For the purpose of computing the annuity of a child
8 under section 221 (c) that commences after _____

9 EXPLANATION: Insert date immediately preceeding first
10 day of first month beginning on or after enactment date of
11 Daniels/McGee bill.] the items \$900, \$1,080, \$2,700, and
12 \$3,240 appearing in section 221 (c) shall be increased by the
13 total per centum increases allowed and in force under this
14 section on or after such day, and, in case of a deceased
15 annuitant, the items 60 per centum and 75 per centum appearing
16 in section 221 (c) shall be increased by the total per centum
17 allowed and in force to the annuitant under this section on or
18 after such day. "

1 (c) by amending paragraph (c) as follows:

2 "(c) The annuity of each surviving child receiving an annuity
3 under section 221 immediately prior to _____

4 /EXPLANATION: Insert date of the first day of the first month
5 beginning on or after the enactment of the Daniels/McGee bill. /

6 shall be recomputed effective _____ /EXPLANATION:

7 Insert date of the first day of the first month beginning on or

8 after the enactment of the Daniels/McGee bill. / in accordance

9 with paragraph (b) (2). No increase allowed and in force prior

10 to such date under section 291 shall be included in the recomputa-

11 tion of any such annuity, and this paragraph shall not operate to

12 reduce any annuity. "

13 SEC. 6. (a) The amendments made by section 1 shall become
14 effective at the beginning of the first applicable pay period beginning
15 after December 31, 1969.

16 (b) The amendments made by sections 2 (a), 2 (b), 2 (d),
17 2 (e), 3, and 4 shall become effective _____.

18 /EXPLANATION: Insert enactment date of Daniels/McGee bill. /

19 (c) The amendments made by section 2 (c) shall become

20 effective _____. /EXPLANATION: Insert date of

21 first day of first month which begins on or after the date of

22 enactment of Daniels/McGee bill. /

1 (d) The amendment made by section (5) (a) shall apply only
2 to annuity increases which become effective under section 291
3 after _____. /EXPLANATION: Insert date
4 of enactment of Daniels/McGee bill. /

5 (e) The amendments made by sections 2 (a), 2 (e), and
6 4 shall not apply in the cases of persons retired or otherwise
7 separated prior to _____ /EXPLANATION:
8 Insert date of enactment of Daniels/McGee bill. /, and the
9 rights of such persons and their survivors shall continue in
10 the same manner and to the same extent as if such sections
11 had not been enacted.

ADDENDUM

The following amendments would be required to incorporate provision for death in service benefits following 18 months service.

SEC. _____. Section 232 of the Central Intelligence Agency Retirement Act (50 U.S.C. 403 note) is amended as follows:

(a) by striking "five years" in paragraph (b) and inserting "18 months".

(b) by striking "five years" in paragraphs (c) and (d) and inserting "18 Months".

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SEC. _____. The amendment made by paragraph (a) shall become effective on _____. /EXPLANATION:
Insert date of enactment of Daniels/McGee bill. /

SEC. _____. The amendment made by paragraph (b) shall become effective _____. /EXPLANATION:
Insert date of first day of the first month which begins on or after the date of enactment of Daniels/McGee bill. /